



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

September 18, 2012

ROBERT E. MOOK, TREASURER  
DEMOCRATIC CONGRESSIONAL CAMPAIGN  
COMMITTEE  
430 SOUTH CAPITOL STREET SE, 2ND FLOOR  
WASHINGTON, DC 20003

**Response Due Date**  
**10/23/2012**

IDENTIFICATION NUMBER: C00000935

REFERENCE: JUNE MONTHLY REPORT (05/01/2012 - 05/31/2012)

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **Failure to adequately respond by the response date noted above could result in an audit or enforcement action.** Additional information is needed for the following 8 item(s):

1. The totals listed on Line(s) 11(a)(i) and 11(a)(ii), Column B of the Detailed Summary Page(s) appear to be incorrect. Column B figures for the Summary and Detailed Summary Pages should equal the sum of the Column B figures on your previous report and the Column A figures on this report. Please file an amendment to your report to correct the Column B discrepancies for this report and all subsequent report(s) which may be affected by this correction. Note that Column B should reflect only the Calendar Year-to-Date totals. (2 U.S.C. § 434(b))
2. Schedule A of your report (see attached) discloses a contribution from an individual(s) who have a mailing address outside of the United States of America. Please be advised that 2 U.S.C. §441e(a) and 11 CFR §110.20 prohibit foreign nationals from making contributions in connection with any election for political office or in connection with any primary election, convention, or caucus held to select candidates for any political office.

If the apparently prohibited contribution in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information.

If you have received a contribution from a foreign national, you must refund the impermissible contribution to the donor in accordance with 11 CFR

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§103.3(b). Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for the refund. In addition, any refunds should be disclosed on Schedule B supporting Line 28 of the report during which the transaction was made.

Although the Commission may take further legal action concerning the acceptance of a prohibited contribution, prompt action on your part to refund or provide clarifying information concerning these contributions will be taken into consideration.

**3.** Schedule A of your report discloses earmarked contributions for "Dave Crooks for Congress" totaling \$3,500, with no corresponding entries on Schedule B. Pursuant to 11 CFR §110.6(c)(1)(v), all earmarked contributions that have passed through a conduit's account must be itemized on the receipt (Schedule A) and disbursement (Schedule B) schedules, regardless of amount. All earmarked contributions that have been forwarded in the form of the contributor's check or written instrument must be itemized as memo entries on the receipt (Schedule A) and disbursement (Schedule B) schedules, regardless of the amount. Please amend your report to clarify these discrepancies.

**4.** A review of the reports filed by your committee indicates that your committee received one or more transfers from "McDonald's Corporation PAC Cmte." which has not been disclosed on their report(s) of receipts and disbursements. Please clarify if the contribution(s) was received from the disclosed donor's federal account and amend your report(s) if necessary. (11 CFR §104.3(b))

**5.** Schedule B of your report discloses disbursements to "Automatic Data Processing" for "Payroll". Please be advised that when itemizing disbursements to companies for payroll services, if the payment to the salary recipient aggregates in excess of \$200 in a calendar year, a memo entry including the name and address of the individual receiving the salary, as well as the date, amount, and purpose of the original disbursement must be provided. Please amend your report to include the missing information or provide clarifying information if memo items are not required. (11 CFR § 104.9)

**6.** Schedule B supporting Line 23 of your report discloses one or more contributions to a candidate(s) for the 2012 Primary election; however, the funds were disbursed after the election date(s) (see attached). Please note that contributions may not be designated for an election which has already occurred unless the funds are to be used to reduce a candidate committee's debts

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incurred during that election campaign. (11 CFR §§110.1(b)(3) and 110.2(b)(3))

If any apparently impermissible contribution in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information. If the contribution(s) in question should have been designated for debt retirement, you should amend your report to indicate "debt retirement," along with the year of election.

If you have made an impermissible contribution, you must request a refund or provide a written authorization for a redesignation of the contribution pursuant to 11 CFR §110.2(b) within 60 days of the treasurer's receipt.

If the foregoing conditions for redesignations were not met within 60 days of the treasurer's receipt, your committee must obtain a refund. (11 CFR §103.3(b)(1) and (3))

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of the refund or redesignation request sent to the recipient committee(s). In addition, any refunds should be disclosed on Schedule A supporting Line 16 of the report covering the period during which they are received. Any redesignations should be disclosed as memo entries on Schedule B supporting Line 23 of the report covering the period during which the redesignation is made. 11 CFR §110.1(b)

Although the Commission may take further legal action regarding this impermissible activity, your prompt action in obtaining a refund and/or redesignating the contribution(s) will be taken into consideration.

**7.** The coordinated expenditure schedule (Schedule F) should disclose the following information: the identification of the designating committee, the payee's name and address, the purpose of the expenditure, the identification of the candidate supported, the office sought, state and district (if applicable), the date and amount of the payment and the aggregate general election expenditure total for each candidate supported. Please amend Schedule F by providing identification of the candidate supported. (2 U.S.C. §441a(d))

**8.** The limitation on making coordinated party expenditures on behalf of a House candidate in the State of California for the 2012 general election is \$45,600. Your reports, however, disclose coordinated party expenditures made for California's 26th district totaling \$67,201.87, which appear to exceed the limitations under 2 U.S.C. §441a(d) (see attached). Please be advised that

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all pre-nomination coordinated expenditures are subject to the coordinated party expenditure limitations. 11 CFR §109.34

If any apparently excessive expenditure in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information.

If you have made an excessive coordinated party expenditure, you must notify the candidate and request a refund of the amount in excess of the limitation.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of the refund request sent to the candidate. In addition, any refunds should be disclosed on Schedule A supporting Line 16 of the report covering the period during which they are received.

Although the Commission may take further legal action concerning the excessive coordinated party expenditures, prompt action in obtaining a refund will be taken into consideration. (11 CFR §103.3(b)(1) and (3))

**Please note, you will not receive an additional notice from the Commission on this matter.** Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action will be initiated. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action. **Requests for extensions of time in which to respond will not be considered.**

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1141.

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Sincerely,

A handwritten signature in black ink, appearing to read "Daniel Buckley". The signature is fluid and cursive, with a prominent initial "D" and a long, sweeping underline.

Daniel Buckley  
Senior Campaign Finance Analyst  
Reports Analysis Division

**Excessive, Prohibited, and Impermissible Contributions**  
**Democratic Congressional Campaign Committee (C00000935)**

**Contributions from Possible Foreign Nationals**

<b>Contributor Name</b>	<b>Date</b>	<b>Amount</b>	<b>Report</b>
William Bleakley	5/14/12	\$250.00	2012 June Monthly
Eric Christenson	5/31/12	\$100.00	2012 June Monthly
Andrew Rudd	5/24/12	\$100.00	2012 June Monthly
Michael G Sumner	5/20/12	\$150.00	2012 June Monthly
Michael G Sumner	5/28/12	\$150.00	2012 June Monthly
Ronald Trojcek	5/28/12	\$50.00	2012 June Monthly
Elford Wall	5/31/12	\$100.00	2012 June Monthly

**Contributions Made After Election Date**

<b>Recipient Name</b>	<b>Date</b>	<b>Amount</b>	<b>Election</b>	<b>Election (State/Date)</b>
David L. Crooks	5/10/12	\$1,584.00	P2012	IN - 5/8/12
Clark Madison Hall	5/31/12	\$1,480.21	P2012	AR 5/22/12
Brendan Mullen	5/10/12	\$4,227.30	P2012	IN - 5/8/12

**Excessive Coordinated Expenditures**

<b>Candidate Name</b>	<b>Date</b>	<b>Amount</b>	<b>Election</b>	<b>Report</b>
"Eventual Nominee" (CA-26)	5/4/2012	\$14,063.24	G2012	2012 June Monthly
"Eventual Nominee" (CA-26)	5/22/2012	\$6,649.12	G2012	2012 June Monthly
"Eventual Nominee" (CA-26)	5/22/2012	\$6,724.12	G2012	2012 June Monthly
"Eventual Nominee" (CA-26)	5/22/2012	\$6,737.13	G2012	2012 June Monthly
"Eventual Nominee" (CA-26)	5/31/2012	\$8,323.08	G2012	2012 June Monthly
"Eventual Nominee" (CA-26)	5/31/2012	\$8,223.58	G2012	2012 June Monthly
"Eventual Nominee" (CA-26)	5/31/2012	\$6,639.62	G2012	2012 June Monthly
"Eventual Nominee" (CA-26)	5/31/2012	\$6,679.62	G2012	2012 June Monthly
Julia Brownley (CA-26)	5/31/2012	\$3,162.36	G2012	2012 June Monthly